IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Writ Petition No 2563 of 2007
with
Writ Petition No.6703 of 2003

Shri Raghavji N.Gala and
others ..Petitioners

vs.

The Asstt.Registrar
Coop.Society and others ..Respondents

Shri Sanjeev P.Kadam for petitioners
Shri S.K.Jain i/b Shri M.D.Mali for respondent no.2
Shri V.S.Mhaispurar, A.G.P. for respondent nos.1 and 3.

CORAM: S.C.DHARMADHIARI J.
7th December,2007

P.C.

1. In so far as the present revision application is concerned, Shri Kadam states that the petitioners have already allowed the Bank to appropriate and adjust the sum of Rs.7,00,000/- from the savings account for meeting the requirement contemplated by section 154(2A) of the Maharashtra Cooperative Societies Act, 1960. Shri Jain submits that the recovery certificate and dues thereunder are Rs.23,00,000/- on the date of filing of the revision application. Shri Kadam states that deficit, if any, would be made good within a period of four weeks from today.

2. In so far as the objection to the second recovery certificate is concerned, needless to state that all objections to issuance of the same are kept open for being raised before the concerned Assistant Registrar. The second recovery certificate is not issued as yet. Therefore,the petitioners can very well urge before the Asstt. Registrar that he must await the decision of the Joint Registrar on the revision application with regard to the first recovery certificate and only then proceed further. Such objections, if raised, may be dealt with in accordance with law. The petitions are disposed of. Objections, if not already raised, must be raised within a period of 15 days from today making appropriate application.

(S.C.DHARMADHIKARI J.)